

\*\*E-filed 3/7/06\*\*

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Attorneys for Defendants  
CITY OF SAN JOSE, HAPPY HOLLOW PARK & ZOO

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

TERI SMITH,

Plaintiff,

vs.

HAPPY HOLLOW PARK & ZOO; HAPPY  
HOLLOW CORPORATION; CITY OF  
SAN JOSE; and DOES 1-25

Defendants.

NO. C04 01178 JF

**STIPULATION TO CONTINUE  
MARCH 8, 2006 CASE  
MANAGEMENT CONFERENCE AND  
ORDER THEREON**

Plaintiff Teri Smith and Defendants Happy Hollow Park & Zoo and City of San Jose, by and through their attorneys of record, hereby stipulate that the March 8, 2006 Further Case Management Conference in this matter be rescheduled to **April 14, 2006 at 10:30 a.m.**

Good cause exists for this extension in that:

- 1) The parties participated in a productive settlement conference on August 29, 2005 before Magistrate Patricia V. Trumbull;
- 2) The parties are currently scheduled to participate in a further settlement conference with Magistrate Trumbull at 2:00 p.m. on March 29, 2006;
- 3) The parties wish to avoid incurring unnecessary attorney's fees and costs; and
- 4) The parties believe the Case Management Conference will be more productive after they have completed their settlement discussions.

1 Dated: March 6, 2006

RICHARD DOYLE, City Attorney

2  
3 BY: /s/ Brian C. Hopper

4 BRIAN C. HOPPER

Deputy City Attorney

5 Attorneys for Defendants

6 CITY OF SAN JOSE, HAPPY HOLLOW  
7 PARK & ZOO

8 Dated: March 6, 2006

THIMESCH LAW OFFICES

9 By: /s/ Timothy Timesch

10 TIMOTHY TIMESCH, ESQ.

11 Attorneys for Plaintiff

TERI SMITH

12 I attest that Plaintiff has approved and signed this document, and given consent to  
13 the filing of the same with the court.

14 Dated: March 6, 2006

RICHARD DOYLE, City Attorney

15  
16 BY: /s/ Brian C. Hopper

17 BRIAN C. HOPPER

Deputy City Attorney

18 Attorneys for Defendants

19 CITY OF SAN JOSE, HAPPY HOLLOW  
20 PARK & ZOO

21  
22  
23 **ORDER**

24 Pursuant to the stipulation by the parties hereto and good cause appearing therefor,  
25 the March 8, 2006 Further Case Management Conference is hereby rescheduled to 10:30  
26 a.m. on April ~~14~~<sup>XX</sup> 2006.

27 Dated: 3/7/06

28   
JEREMY FOGEL  
UNITED STATES DISTRICT JUDGE